

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Mahendra R. Patel, et al.
Application No.: 10/743,367
Filing Date: December 22, 2003
Title: Extended Release Antibiotic Composition
Group Art Unit: 1615 Examiner: Sharon E. Kennedy

NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated October 19, 2007, rejecting the following claims: 1-20.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$510.00.

- ☐ Applicant is a small entity under 37 CFR 1.9 and 1.27.
Therefore, the fee shown above is reduced by half, and the resulting fee:
A statement of small entity status under 37 CFR 1.27:
☐ is enclosed.
☐ has already been filed in this application.
- ☐ A check in the amount of the fee is enclosed.
- ☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 12-2355. I have enclosed a duplicate copy of this sheet.

[] A petition for an extension of time under 37 CFR 1.136(a) is enclosed.

Respectfully submitted,

LUEDEKAY, NEELY & GRAHAM, P.C.

By:



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E-Filing